

Paragraph 21.0, FCC Form 715 (March 1978):

All lighting shall burn continuously or shall be controlled by a light sensitive device adjusted so that the lights will be turned on at a north sky light intensity level of about 35 foot candles and turned off at a north sky light intensity level of about 58 foot candles.

EXHIBIT C

Draft Notice of Proposed Rule Making

BEFORE THE

Federal Communications Commission

WASHINGTON, D.C. 20554

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. _____
Table of FM Allotments)	RM- _____
Versailles, Missouri)	

NOTICE OF PROPOSED RULE MAKING

Adopted: _____, Released: _____

By the Chief, Allocations Branch

1. Twin Lakes Communications, Inc. ("Petitioner"), licensee of FM Station KLGS, currently operating on Channel 236A, Versailles, Missouri, filed a petition for rule making on February 23, 1993, seeking to substitute Channel 236C3 for Channel 236A at Versailles, Missouri, and requesting issuance of a modified license for KLGS to change its assigned channel from Channel 236A to Channel 236C3. Petitioner stated its intention to apply for and construct upgraded facilities on Channel 236C3, if allotted. Channel 236C3 can be allotted in compliance with the Commission's mileage separation requirements at the Petitioner's proposed reference coordinates.

2. In view of the foregoing, the Commission believes it appropriate to propose amending the FM Table of Allotments (Section 73.202(b) of the Commission's Rules) with regard to the following community:

Channel No.

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Versailles, Missouri	236A	236C3

The Commission also believes it appropriate, pursuant to Section 1.420(g)(3), to propose modification of Petitioner's license, as requested, to specify operation on Channel 236C3, because Channel 236C3 is a mutually exclusive higher class co-channel with respect to Channel 236A.

3. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein. NOTE: A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be allotted.

4. Interested parties may file comments on or before _____, and reply comments on or before _____, and are advised to read the Appendix for the proper procedures. A copy of such comments should be served on Petitioner's counsel as follows:

Frank R. Jazzo, Esquire
Fletcher, Heald & Hildreth
11th Floor
1300 North 17th Street
Rosslyn, Virginia 22209

5. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules. See, Certification that

Section 603 and 604 of the Regulatory Flexibility Act do Not Apply to Rule Makings to Amend Sections 73.202(b), 73.504 and 73.606(b) of the Commission's Rules, 46 Fed. Reg. 11549 (February 8, 1981).

6. For further information concerning this proceeding, contact _____, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all ex parte contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An ex parte contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an ex parte presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who file the comment to which the reply is directed constitutes an ex parte presentation and shall not be considered in the proceeding.

FEDERAL COMMUNICATIONS COMMISSION

Chief, Allocations Branch
Mass Media Bureau

239

C

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

MM 96-89

OCT 22 1992

IN REPLY REFER TO:
1800B3-LCJ

Certified Mail-Return Requested

Davel Broadcasting Group Inc.
309 BN First Street
Owensville, MO 65066

In re: KLZE
Owensville, MO
BPH-881110IB

Res: ansee:

This concerns the above-referenced construction permit.

Section 73.3599 of the Commission's Rules provides, in pertinent part, that a construction permit shall be declared forfeited if the station is not ready for operation within time specified therein or within such time as the Commission may have allowed for completion.

Your construction permit (BPH-881110IB) was granted on March 16, 1989, and was to have been completed by September 16, 1990.

To date, no FCC Form 302 license application has been filed to cover this construction; nor has an FCC form 307 application requesting extension of time to construct been received.

In view of the above, and in accordance with Section 73.3599 of the Commission's Rules, your construction permit (BPH-881110IB) having been declared forfeited IS HEREBY CANCELLED.¹

Sincerely,



Dennis Williams
Chief, FM Branch
Audio Services Division
Mass Media Bureau.

¹ This action has no effect on your facility to operate as licensed by (BLH-871026KD).

RR

NM 96-89

LICENSE RENEWAL AUTHORIZATION

THIS IS TO NOTIFY YOU THAT YOUR
APPLICATION FOR RENEWAL OF LICENSE
WAS GRANTED ON 10-20-94 FOR A TERM
EXPIRING ON 02-01-97.

THIS IS YOUR LICENSE RENEWAL
AUTHORIZATION FOR STATION KLZE

LOCATION: OWENSVILLE, MO

THIS ALSO IS THE RENEWAL CERTIFICATE
FOR YOUR CURRENTLY AUTHORIZED
AUXILIARY SERVICES.

THIS CARD MUST BE POSTED WITH THE
STATION'S LICENSE CERTIFICATE AND ANY
SUBSEQUENT MODIFICATIONS.

FEDERAL COMMUNICATIONS
COMMISSION
WASHINGTON, D.C. 20554

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300



POSTAGE AND FEES PAID
FEDERAL COMMUNICATIONS
COMMISSION
FCC 615

DAVEL BROADCASTING GROUP, INC.
KLZE FM STATION
C/O 3416 DOUGLAS ROAD
FLORISSANT, MO 63034

FCC 372 (7/87) NOTIFICATION

L I C E N S E R E N E W A L A U T H O R I Z A T I O N

RUN DATE: 25-94-10

THIS IS TO NOTIFY YOU THAT YOUR
APPLICATION FOR RENEWAL OF
LICENSE WAS GRANTED ON 10-20-94
FOR A TERM EXPIRING ON 02-01-97

THIS IS YOUR LICENSE RENEWAL
AUTHORIZATION FOR STATION
KLZE
OWENSVILLE MO

DAVEL BROADCASTING GROUP, INC.
KLZE FM STATION
3418 DOUGLAS ROAD
FLORISSANT, MO 63034

THIS ALSO IS THE RENEWAL
CERTIFICATE FOR YOUR CURRENTLY
AUTHORIZED AUXILIARY SERVICES.

THIS CARD MUST BE POSTED WITH THE
STATION'S LICENSE CERTIFICATE AND
ANY SUBSEQUENT MODIFICATIONS.

APPLICATION FOR RENEWAL OF LICENSE FOR
COMMERCIAL AND NONCOMMERCIAL AM, FM OR TV BROADCAST STATION

Approved by DMB
3080-0110
Expires 5/31/91

For <u>Commission</u> Fee Use Only	FEE NO: 08016715	For <u>Applicant</u> Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, indicate reason therefor (check one box): <input type="checkbox"/> Nonfeeable application Fee Exempt (See 47 C.F.R. Section 1.1112) <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	FEE TYPE: MRY	
	FEE AMT: 30.00	
	ID SEQ: 01	
For <u>Commission</u> Use Only: File No. 891030UA		

1. Name of Applicant Davel Broadcast Group, Inc.		4. Have the following reports been filed with the Commission: (a) The Broadcast Station Annual Employment Reports (FCC Form 395-B) as required by 47 C.F.R. Section 73.3612? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If No, attach as Exhibit No. <u>1</u> an explanation. (b) The applicant's Ownership Report (FCC Form 323 or 323-E) as required by 47 C.F.R. Section 73.3615? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, give the following information: Date last ownership report was filed Call letters of station for which it was filed
Mailing Address 309 B North First Street		
City Owensville	State MO	
2. This application is for: <input type="checkbox"/> AM <input checked="" type="checkbox"/> FM <input type="checkbox"/> TV		
(a) Call Letters: KLZE (Formerly KZBR)	(b) Principal Community: City Owensville State MO	
3. Attach as Exhibit No. <u>--</u> an identification of any FM booster or TV booster station for which renewal of license is also requested.		

891030UA

5. Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? ☒ Yes ☐ No

If No, attach as Exhibit No. ___ an explanation.

6. Since the filing of the applicant's last renewal application for this station or other major application, has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination? ☐ Yes ☒ No

If Yes, attach as Exhibit No. ___ a full description of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers) and the disposition of the litigation.

7. Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact? ☐ Yes ☒ No

If Yes, attach as Exhibit No. ___ an Environmental Assessment required by 47 C.F.R. Section 1.1311.

If No, explain briefly why not. (See attached certification)

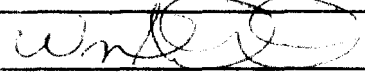
8. Has the applicant placed in its station's public inspection file at the appropriate times the documentation required by 47 C.F.R. Sections 73.3526 or 73.3527? ☒ Yes ☐ No

If No, attach as Exhibit No. ___ a complete statement of explanation.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION: I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name Davel Broadcast Group, Inc.	Signature 
Title Vice President	Date 10/26/89

WHILE FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

In Re: Station KLZE(FM)
 Owensville, MO
 (Renewal of License)

The applicant certifies that the authorized facilities and operations of Station KLZE, Owensville, MO do not expose workers or the general public to unsafe RF radiation levels and that the station is in compliance with applicable RF radiation standards.

Exhibit No. 1
Para 4(a)
FCC Form 303-S
Station KLZE(FM)
Owensville, MO

For the reasons shown below, Davel Broadcast Group, Inc., the licensee of Station KLZE is unable now to certify that the requisite Annual Employment Report (FCC Form 395-B) for that station was in fact filed with the Commission during its tenure as the licensee. As Commission records will reflect, Davel assumed control of Station KLZE in October, 1988, incident to the assignment of the KLZE license from Owensville Communications Co. The station had first gone on the air in 1987. The first Form 395 report required of Davel was to have been filed on May 31, 1989. At that time, one Mr. Paul Brewer was the on-site manager of the station's operations and affairs. Mr. Brewer subsequently left the station and was replaced in April, 1989, by Mr. Mike Robinson. From the inception of its assumption of control of Station KLZE until quite recently, Davel had relied in part upon a consultant organization for advice with respect to FCC filing requirements, timing, etc. Incident thereto, Davel had assumed that relevant filing requirements had and would be satisfied.^{1/} In this respect, the Commission is advised that Davel has, with an exception not relevant here, now terminated the mentioned consultancy agreement and has retained the Washington legal counsel submitting this application to assist it in assuring that all relevant reporting and other requirements are strictly satisfied in the future.

As to the employment data which would have been reportable in the 1989 annual report for KLZE, there is appended hereto a table reflecting relevant data as of May 31, 1989 in a form consistent with Sections V-A and V-B of FCC Form 395-B. The licensee will assure the timely filing of the next required Annual Employment Report.

^{1/} Neither of the existing principals of Davel, both resident in Columbus, Georgia, had had any prior experience in the ownership, operation or regulatory compliance related to broadcast stations.

APPENDIX

Station KLZE(FM)
Owensville, MO
(License Renewal Application)

FORM 395-B FULL-TIME EMPLOYMENT DATA
AS AT MAY 31, 1989; STATION KLZE
OWENSVILLE, MO

	<u>TOTAL</u>	<u>WHITE MALE</u>	<u>WHITE FEMALE</u>
Officials & Managers	3	3	
Professionals			
Technicians	1	1	
Sales Workers	2		2
Office & Clerical	1		1
Operatives (Semi-Skilled)	2	2	
	<u>9</u>	<u>6</u>	<u>3</u>

BRYAN, CAVE, McPHEETER & McROBERTS

A PARTNERSHIP INCLUDING (202) 789-5427 (A) (C) (E) (R) (T) (E)

29 QUEEN ANNE'S GATE
LONDON SW1H 9BU
(44) (1) 222-0511

POST OFFICE BOX 20883
RIYADH 11465 SAUDI ARABIA
(966) (1) 465-1371

POST OFFICE BOX 6750
DEIRA, DUBAI, U.A.E.
(971) (4) 283194

1015 FIFTEENTH STREET N.W.
WASHINGTON, D.C. 20005-2689
(202) 285-3600
TELECOPIER (202) 331-4542

500 NORTH BROADWAY
ST. LOUIS, MISSOURI 63102-2186
(314) 231-8600
333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3171
(213) 628-8000
350 PARK AVENUE
NEW YORK, NEW YORK 10022-6022
(212) 888-1199
2800 NORTH CENTRAL AVENUE
PHOENIX, ARIZONA 85004-1019
(602) 230-7000
1100 MAIN STREET
KANSAS CITY, MISSOURI 64105-2112
(816) 842-7444

October 30, 1989

EDWARD S. O'NEILL
DIRECT DIAL NUMBER
(202) 789-5427

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: License Renewal Application
Station KLZE(FM)
[Formerly KZBR]
Owensville, MO

RECEIVED

891030

CC
FBI SECTION

Dear Ms. Searcy:

This office now represents Davel Broadcast Group, Inc. ("Davel"), the licensee of Station KLZE(FM), Owensville, MO. In that capacity we hereby transmit in duplicate Davel's application (FCC Form 303-S) for the renewal of the license for Station KLZE. Appended thereto is the licensee's Broadcast Equal Employment Opportunity Report (FCC Form 396) and the requisite certification of RF radiation compliance.

Also submitted herewith is this firm's check in the amount of \$30 in payment of the requisite filing fee.

The license for Station KLZE expires as of February 1, 1990, and the instant application for renewal thereof was therefore due to be filed no later than October 1, 1989. The late filing of such application is due exclusively to inadvertence related in turn to a breakdown in communications among the licensee's principals and their then-communications counselor. The particular circumstances attending the late filing are more fully described at Exhibit No. 1 to the license renewal application as such.

The Commission is advised that Station KLZE will fully comply with the post-filing local notice requirements of the relevant Commission Rules.

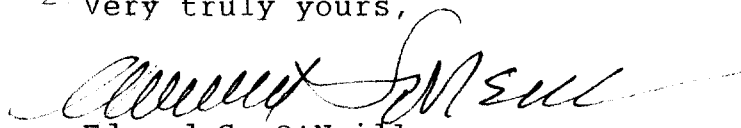
BRYAN, CAVE, McPHEETERS & McROBERTS

Ms. Donna R. Search
October 30, 1989
Page 2

Davel regrets the inadvertence in question and the Commission is assured that the licensee will hereafter strictly comply with all Commission requirements relating to the operation of Station KLZE.

Should any further information be required in this respect, please advise the undersigned.

Very truly yours,



Edward S. O'Neill
Counsel for Davel Broadcast
Group, Inc.

Enclosures

cc (w/enclosures):

Ms. Barbara Kreisman (FCC)

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

8 JUN 1990

IN REPLY REFER TO:

8900-RMD

Edward S. O'Neill
Bryan, Cave, McPheeter & McRoberts
1015 15th St. N.W.
Washington, D.C. 20005

In re: KLZE(FM)
Owensville, MO
BRH-891030UA

Dear Attorney:

Review of your client's above-referenced renewal application indicates that it is deficient in the manner described below:

the information provided concerning RF radiation is
insufficient (see enclosed clarification); and

FCC Form 396 -- Broadcast Equal Employment Opportunity
Program Report -- has not been provided (form
enclosed).

Processing of the application cannot be completed until the noted deficiency has been corrected. Accordingly, please submit the required information, in duplicate, to Room 302 of the Commission, attention Ricardo M. Durham. If you have any questions concerning the above, please contact Mr. Durham at (202) 632-6485.

Sincerely,

Ricardo M. Durham

Larry D. Eads
Chief, Audio Services Division
Mass Media Bureau

Enclosures

1977 9 20 1983
Irene Bleiweiss
FCC Room 302
Washington, D.C.

Re: KLZE FM, Owensville, Mo.

As per a recent telephone conversation concerning KLZE, I am offering a detailed summary of how Davel Broadcasting has insured KLZE to not expose workers or the general public to unsafe RF radiation levels.

KLZE is currently operating, and is not dark.

We respectfully request that you include this document in your file to process the renewal of KLZE's license application, and humbly accept my apology for the omission as submitted by my Washington Law Firm.

Sincerely,



William O'Dell, Pres.
Davel Broadcasting.

In Re: Station KLZE(FM)
 Owensville, MO
 (Renewal of License)

The applicant certifies that the authorized facilities and operations of Station KLZE, Owensville, MO do not expose workers or the general public to unsafe RF radiation levels and that the station is in compliance with applicable RF radiation standards.

In addition: the facility is constructed on a cross section 328' tower. A Shively 6 bay HI Power antenna extends 60 feet down from the top of the structure with the class A 3 bay antenna immediately below.

The facility originally was an A facility, but was upgraded in late 1989 to a C2 facility according to its construction permit.

The transmitter is located in an enclosed steel building, with a power not to exceed 18KW. The building is located 15 feet from the base of the tower, and the entire area is fenced by a 20' X 20' chain link fence, locked and topped with protective barbed wire. Warning signs are posted. Once inside the protected area, engineers are instructed to either lower power or remove the station from the air to insure safe RF radiation levels.

The tower site is in a rural wooded area, with no building and population within 1/4 mile of the site.

Management has made every precaution to ensure safe RF radiation levels for the engineers and general population.

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

8 JUN 1990

IN REPLY REFER TO:

8900-RMD

Edward S. O'Neill
Bryan, Cave, McPheeter & McRoberts
1015 15th St. N.W.
Washington, D.C. 20005

In re: KLZE(FM)
Owensville, MO
BRH-891030UA

Dear Attorney:

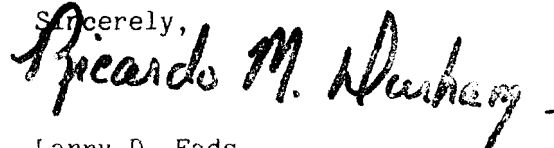
Review of your client's above-referenced renewal application indicates that it is deficient in the manner described below:

the information provided concerning RF radiation is insufficient (see enclosed clarification); and

FCC Form 396 -- Broadcast Equal Employment Opportunity Program Report -- has not been provided (form enclosed).

Processing of the application cannot be completed until the noted deficiency has been corrected. Accordingly, please submit the required information, in duplicate, to Room 302 of the Commission, attention Ricardo M. Durham. If you have any questions concerning the above, please contact Mr. Durham at (202) 632-6485.

Sincerely,



Larry D. Eads
Chief, Audio Services Division
Mass Media Bureau

Enclosures

APPLICATION FOR RENEWAL OF LICENSE FOR
COMMERCIAL AND NONCOMMERCIAL AM, FM OR TV BROADCAST STATION

For <u>Commission</u> Fee Use Only	FEE NO:	For <u>Applicant</u> Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, indicate reason therefor (check one box): <input type="checkbox"/> Nonfeeable application Fee Exempt (See 47 C.F.R. Section 1.1112) <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	FEE TYPE:	
	FEE AMT:	
	ID SEQ:	
For <u>Commission</u> Use Only: File No.		

1. Name of Applicant Davel Broadcast Group, Inc.		4. Have the following reports been filed with the Commission: (a) The Broadcast Station Annual Employment Reports (FCC Form 395-B) as required by 47 C.F.R. Section 73.3612? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If No, attach as Exhibit No. <u>1</u> an explanation. (b) The applicant's Ownership Report (FCC Form 323 or 323-E) as required by 47 C.F.R. Section 73.3615? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, give the following information: Date last ownership report was filed _____ Call letters of station for which it was filed _____
Mailing Address 309 B North First Street		
Owensville	State MO ZIP Code 65066	
2. This application is for: <input type="checkbox"/> AM <input checked="" type="checkbox"/> FM <input type="checkbox"/> TV		
(a) Call Letters: KLZE (Formerly KZBR)	(b) Principal Community: City Owensville State MO	
3. Attach as Exhibit No. <u>--</u> an identification of any FM booster or TV booster station for which renewal of license is also requested.		

5. Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? ☒ Yes ☐ No

If No, attach as Exhibit No. --- an explanation.

6. Since the filing of the applicant's last renewal application for this station or other major application, has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination? ☐ Yes ☒ No

If Yes, attach as Exhibit No. --- a full description of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers) and the disposition of the litigation.

7. Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact? ☐ Yes ☒ No

If Yes, attach as Exhibit No. --- an Environmental Assessment required by 47 C.F.R. Section 1.1311.

If No, explain briefly why not. (See attached certification)


8. Has the applicant placed in its station's public inspection file at the appropriate times the documentation required by 47 C.F.R. Sections 73.3526 or 73.3527? ☒ Yes ☐ No

If No, attach as Exhibit No. --- a complete statement of explanation.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION: I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name Davel Broadcast Group, Inc.	Signature 
Title Vice President	Date 10/26/89

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

In Re: Station KLZE(FM)
 Owensville, MO
 (Renewal of License)

The applicant certifies that the authorized facilities and operations of Station KLZE, Owensville, MO do not expose workers or the general public to unsafe RF radiation levels and that the station is in compliance with applicable RF radiation standards.

Exhibit No. 1
Para 4(a)
FCC Form 303-S
Station KLZE(FM)
Owensville, MO

For the reasons shown below, Davel Broadcast Group, Inc., the licensee of Station KLZE is unable now to certify that the requisite Annual Employment Report (FCC Form 395-B) for that station was in fact filed with the Commission during its tenure as the licensee. As Commission records will reflect, Davel assumed control of Station KLZE in October, 1988, incident to the assignment of the KLZE license from Owensville Communications Co. The station had first gone on the air in 1987. The first Form 395 report required of Davel was to have been filed on May 31, 1989. At that time, one Mr. Paul Brewer was the on-site manager of the station's operations and affairs. Mr. Brewer subsequently left the station and was replaced in April, 1989, by Mr. Mike Robinson. From the inception of its assumption of control of Station KLZE until quite recently, Davel had relied in part upon a consultant organization for advice with respect to FCC filing requirements, timing, etc. Incident thereto, Davel had assumed that relevant filing requirements had and would be satisfied.^{1/} In this respect, the Commission is advised that Davel has, with an exception not relevant here, now terminated the mentioned consultancy agreement and has retained the Washington legal counsel submitting this application to assist it in assuring that all relevant reporting and other requirements are strictly satisfied in the future.

As to the employment data which would have been reportable in the 1989 annual report for KLZE, there is appended hereto a table reflecting relevant data as of May 31, 1989 in a form consistent with Sections V-A and V-B of FCC Form 395-B. The licensee will assure the timely filing of the next required Annual Employment Report.

^{1/} Neither of the existing principals of Davel, both resident in Columbus, Georgia, had had any prior experience in the ownership, operation or regulatory compliance related to broadcast stations.

APPENDIX

Station KLZE(FM)
Owensville, MO
(License Renewal Application)

FORM 395-B FULL-TIME EMPLOYMENT DATA
AS AT MAY 31, 1989; STATION KLZE
OWENSVILLE, MO

	<u>TOTAL</u>	<u>WHITE MALE</u>	<u>WHITE FEMALE</u>
Officials & Managers	3	3	
Professionals			
Technicians	1	1	
Sales Workers	2		2
Office & Clerical	1		1
Operatives (Semi-Skilled)	2	2	
	<hr/> 9	<hr/> 6	<hr/> 3

BROADCAST EQUAL EMPLOYMENT OPPORTUNITY PROGRAM REPORT

(To be filed with broadcast license renewal application)

Call Letters KLZE

(For FCC Use Only)

Code No.

Name of Licensee Davel Broadcast Group, Inc.

City and State which station
is licensed to serve Owensville, MO

TYPE OF BROADCAST STATION (Check one)

Commercial Broadcast Station

☐ AM

☐ TV

☒ FM

☐ Low Power TV

☐ Combined AM & FM
in same area

☐ International

Noncommercial Broadcast Station

☐ Educational Radio

☐ Educational TV

SEND NOTICES AND COMMUNICATIONS TO THE FOLLOWING NAMED PERSON AT THE ADDRESS INDICATED BELOW:

Name Mike Robinson		Street Address 309 B North First Street	
City Owensville	State MO	ZIP Code 65066	Telephone No. (314) 437-4175

FILING INSTRUCTIONS

Broadcast station licensees are required to afford equal opportunity to all qualified persons and to refrain from discriminating in employment and related benefits on the basis of race, color, national origin, and sex. See Section 73.2080 of the Commission's Rules. Pursuant to these requirements, a license renewal applicant who employs five or more full-time station employees must file a report of its activities to ensure equal employment opportunity for women and minority groups (that is, Blacks not of Hispanic origin, Asians or Pacific Islanders, American Indians or Alaskan Natives, and Hispanics). If minority group representation in the available labor force is less than five percent (in the aggregate), equal employment opportunity (EEO) program information for minority group members need not be filed. However, EEO program information must be filed for women since they comprise a significant percentage of virtually all area labor forces. If an applicant employs fewer than five full-time employees, no equal employment opportunity activity information need be filed.

A copy of this report must be kept in the station's public file. These actions are required to obtain license renewal. Failure to meet these requirements may result in license renewal being delayed or denied. These requirements are contained in Section 73.2080 of the FCC Rules (47 CFR 73.2080), and are authorized by the Communications Act of 1934, as amended.

☐ If your station employs fewer than five full-time employees, check the box at left, complete the certification below, return the form to the FCC, and place a copy in your station's public file. You do not have to complete the rest of the form.

If your station employs five or more full-time employees you must complete all of this form and follow all instructions.

☒ If minority group representation in the available labor force is less than 5 percent (in the aggregate) and you choose not to file EEO program information for minority groups, check the box at left and complete the rest of this form with only the information for your program directed towards women.